

Daily Digest

HIGHLIGHTS

Senate agreed to the motion to concur in the amendment of the House of Representatives to the amendment of the Senate to H.R. 4853, Airport and Airway Extension Act, with an amendment.

Senate

Chamber Action

Routine Proceedings, pages S10235–S10309

Measures Introduced: Seven bills were introduced, as follows: S. 4027–4033. **Page S10304**

Measures Reported:

S. 3480, to amend the Homeland Security Act of 2002 and other laws to enhance the security and resiliency of the cyber and communications infrastructure of the United States, with an amendment in the nature of a substitute. (S. Rept. No. 111–368)

S. 3297, to update United States policy and authorities to help advance a genuine transition to democracy and to promote recovery in Zimbabwe, with an amendment in the nature of a substitute. (S. Rept. No. 111–369) **Page S10303**

Measures Passed:

Coast Guard Authorization Act: Senate passed H.R. 6516, to make technical corrections to provisions of law enacted by the Coast Guard Authorization Act of 2010. **Page S10308**

House Messages:

Airport and Airway Extension Act: By 81 yeas to 19 nays (Vote No. 276), Senate agreed to the motion to concur in the amendment of the House of Representatives to the amendment of the Senate to H.R. 4853, to amend the Internal Revenue Code of 1986 to extend the funding and expenditure authority of the Airport and Airway Trust Fund, to amend title 49, United States Code, to extend authorizations for the airport improvement program, with Reid/McConnell Modified Amendment No. 4753 (to the House amendment to the Senate amendment), in the nature of a substitute, after taking action on the following motions and amendments proposed there-to: **Pages S10244–56**

Withdrawn:

Reid Amendment No. 4754 (to Amendment No. 4753), to change the enactment date. **Pages S10244, S10251**

During consideration of this measure today, Senate also took the following action:

By 47 yeas to 52 nays (Vote No. 273), two-thirds of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the Coburn motion to suspend rule XXII of the Standing Rules of the Senate, including any germaneness requirements, for the purpose of proposing and considering amendment no. 4765. **Pages S10244–45, S10249–51**

By 37 yeas to 63 nays (Vote No. 274), two-thirds of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the DeMint motion to suspend rule XXII of the Standing Rules of the Senate for the purpose of proposing and considering amendment no. 4804. **Pages S10247, S10251**

By 43 yeas to 57 nays (Vote No. 275), two-thirds of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the Sanders motion to suspend rule XXII of the Standing Rules of the Senate for the purpose of proposing and considering amendment no. 4809. **Pages S10245–46, S10251**

Printing Tributes—Agreement: A unanimous-consent agreement was reached providing that the order for the printing of tributes be modified to provide that Members have until sine die of the 111th Congress, 2nd session to submit tributes and that the order for printing remain in effect. **Page S10308**

Executive Reports of Committees: Senate received the following executive report of a committee:

Report to accompany Treaty on Plant Genetic Resources for Food and Agriculture (Treaty Doc. 110–19) (Ex. Rept. 111–7). **Page S10303**

Treaty With Russia on Measures for Further Reduction and Limitation of Strategic Offensive Arms: By 66 yeas to 32 nays (Vote No. 277), Senate

agreed to the motion to proceed to executive session to consider Treaty Doc. 111–5, between the United States of America and the Russian Federation on Measures for the Further Reduction and Limitation of Strategic Offensive Arms, signed in Prague on April 8, 2010, with Protocol. **Page S10261**

A unanimous-consent agreement was reached providing that, as if in Executive Session, at approximately 9:30 a.m., on Thursday, December 16, 2010, Senate proceed to Executive Session and begin consideration of the treaty, and that the treaty be considered read. **Pages S10308–09**

Nominations Received: Senate received the following nominations:

Clyde E. Terry, of New Hampshire, to be a Member of the National Council on Disability for a term expiring September 17, 2013.

41 Air Force nominations in the rank of general.

1 Army nomination in the rank of general.

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Messages from the House: **Page S10302**

Executive Communications: **Pages S10302–03**

Executive Reports of Committees: **Page S10303**

Additional Cosponsors: **Pages S10304–05**

Statements on Introduced Bills/Resolutions: **Pages S10305–07**

Additional Statements: **Page S10302**

Amendments Submitted: **Pages S10307–08**

Authorities for Committees to Meet: **Page S10308**

Privileges of the Floor: **Page S10308**

Record Votes: Five record votes were taken today. (Total—277) **Pages S10251, S10255, S10261**

Adjournment: Senate convened at 9:30 a.m. and adjourned at 6:24 p.m., until 9:30 a.m. on Thursday, December 16, 2010. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S10309.)

Committee Meetings

(Committees not listed did not meet)

BUSINESS MEETING

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the nomination of Ramona Emilia Romero, of Pennsylvania, to be General Counsel of the Department of Agriculture.

BUSINESS MEETING

Committee on Finance: Committee ordered favorably reported the nomination of Carolyn W. Colvin, of Maryland, to be Deputy Commissioner of Social Security, Social Security Administration.

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 5 public bills, H.R. 6522–6526; and 7 resolutions, H.J. Res. 104; H. Con. Res. 334; and H. Res. 1763, 1765, 1767–1769 were introduced. **Pages H8519–20**

Additional Cosponsors: **Page H8520**

Reports Filed: Reports were filed today as follows:

H. Res. 1764, providing for consideration of the Senate amendment to the bill (H.R. 2965) to amend the Small Business Act with respect to the Small Business Innovation Research Program and the Small Business Technology Transfer Program, and for other purposes (H. Rept. 111–681) and

H. Res. 1766, providing for consideration of the Senate amendment to the House amendment to the Senate amendment to the bill (H.R. 4853) to amend the Internal Revenue Code of 1986 to extend the funding and expenditure authority of the Airport and Airway Trust Fund, to amend title 49, United

States Code, to extend authorizations for the airport improvement program, and for other purposes (H. Rept. 111–682). **Page H8519**

Suspensions: The House agreed to suspend the rules and pass the following measures:

Amending the National Defense Authorization Act for Fiscal Year 2010 to improve the Littoral Combat Ship program of the Navy: H.R. 6494, amended, to amend the National Defense Authorization Act for Fiscal Year 2010 to improve the Littoral Combat Ship program of the Navy; **Pages H8359–62**

Congratulating Auburn University quarterback and College Park, Georgia, native Cameron Newton on winning the 2010 Heisman Trophy: H. Res. 1761, to congratulate Auburn University quarterback and College Park, Georgia, native Cameron Newton on winning the 2010 Heisman Trophy for being the most outstanding college football player in the United States, by a $\frac{2}{3}$ ye-and-nay vote of 378

yeas to 15 nays with 18 voting “present”, Roll No. 636;
Pages H8362–63, H8388–89

For the relief of Shigeru Yamada: S. 4010, for the relief of Shigeru Yamada;
Pages H8363–65

For the relief of Hotaru Nakama Ferschke: S. 1774, for the relief of Hotaru Nakama Ferschke;
Pages H8365–68

Supporting the critical role of the physician assistant profession and supporting the goals and ideals of National Physician Assistant Week: H. Res. 1600, amended, to support the critical role of the physician assistant profession and to support the goals and ideals of National Physician Assistant Week;
Pages H8368–69

National Alzheimer's Project Act: S. 3036, to establish the National Alzheimer's Project;
Pages H8369–72

Early Hearing Detection and Intervention Act of 2010: S. 3199, to amend the Public Health Service Act regarding early detection, diagnosis, and treatment of hearing loss;
Pages H8372–74

Restore Online Shoppers' Confidence Act: S. 3386, to protect consumers from certain aggressive sales tactics on the Internet;
Pages H8374–76

Truth in Caller ID Act: S. 30, to amend the Communications Act of 1934 to prohibit manipulation of caller identification information;
Pages H8376–80

Regulated Investment Company Modernization Act of 2010: Concurred in the Senate amendment to H.R. 4337, to amend the Internal Revenue Code of 1986 to modify certain rules applicable to regulated investment companies;
Pages H8412–17

Omnibus Trade Act of 2010: H.R. 6517, amended, to extend trade adjustment assistance and certain trade preference programs, to amend the Harmonized Tariff Schedule of the United States to modify temporarily certain rates of duty;
Pages H8418–52

Supporting a negotiated solution to the Israeli-Palestinian conflict and condemning unilateral measures to declare or recognize a Palestinian state: H. Res. 1765, to support a negotiated solution to the Israeli-Palestinian conflict and to condemn unilateral measures to declare or recognize a Palestinian state;
Pages H8466–71

Providing for the approval of final regulations issued by the Office of Compliance to implement the Veterans Employment Opportunities Act of 1998 that apply to the House of Representatives and employees of the House of Representatives: H. Res. 1757, to provide for the approval of final regu-

lations issued by the Office of Compliance to implement the Veterans Employment Opportunities Act of 1998 that apply to the House of Representatives and employees of the House of Representatives;
Pages H8481–87

Providing for the approval of final regulations issued by the Office of Compliance to implement the Veterans Employment Opportunities Act of 1998 that apply to certain legislative branch employing offices and their covered employees: S. Con. Res. 77, to provide for the approval of final regulations issued by the Office of Compliance to implement the Veterans Employment Opportunities Act of 1998 that apply to certain legislative branch employing offices and their covered employees; and
Pages H8487–92

Providing for the furnishing of statues by the District of Columbia for display in Statuary Hall in the United States Capitol: H.R. 5493, amended, to provide for the furnishing of statues by the District of Columbia for display in Statuary Hall in the United States Capitol.
Pages H8492–95

Agreed to amend the title so as to read: “To provide for the furnishing of statues by the District of Columbia and territories and possessions of the United States for display in Statuary Hall in the United States Capitol.”.
Page H8495

Suspensions—Proceedings Resumed: The House agreed to suspend the rules and pass the following measures which were debated on Tuesday, December 14th:

Harry T. and Harriette Moore Post Office Designation Act: H.R. 5446, to designate the facility of the United States Postal Service located at 600 Florida Avenue in Cocoa, Florida, as the “Harry T. and Harriette Moore Post Office”, by a $\frac{2}{3}$ yeas-and-nays vote of 405 yeas with none voting “nay”, Roll No. 631;
Pages H8380–81

Expressing support for designation of January 23rd as “Ed Roberts Day”: H. Res. 1759, to express support for designation of January 23rd as “Ed Roberts Day”, by a $\frac{2}{3}$ yeas-and-nays vote of 390 yeas to 8 nays with 4 voting “present”, Roll No. 632;
Pages H8381–82

Recognizing the 45th anniversary of the White House Fellows Program: S. Con. Res. 72, to recognize the 45th anniversary of the White House Fellows Program, by a $\frac{2}{3}$ recorded vote of 401 ayes to 1 no, Roll No. 633;
Pages H8382–83

Private Isaac T. Cortes Post Office Designation Act: H.R. 6205, to designate the facility of the United States Postal Service located at 1449 West Avenue in Bronx, New York, as the “Private Isaac

T. Cortes Post Office”, by a $\frac{2}{3}$ yea-and-nay vote of 399 yeas with none voting “nay”, Roll No. 634; and

Pages H8383–84

Congratulating Gerda Weissmann Klein on being selected to receive the Presidential Medal of Freedom: H. Res. 1743, amended, to congratulate Gerda Weissmann Klein on being selected to receive the Presidential Medal of Freedom, by a $\frac{2}{3}$ recorded vote of 407 ayes with none voting “no”, Roll No. 637.

Pages H8389–90

Don’t Ask, Don’t Tell Repeal Act of 2010: The House concurred in the Senate amendment to H.R. 2965, to amend the Small Business Act with respect to the Small Business Innovation Research Program and the Small Business Technology Transfer Program, with the amendment printed in H. Rept. 111–681, by a yea-and-nay vote of 250 yeas to 175 nays, Roll No. 638.

Pages H8383–88, H8390–H8410

H. Res. 1764, the rule providing for consideration of the Senate amendment, was agreed to by a yea-and-nay vote of 232 yeas to 180 nays, Roll No. 635, after the previous question was ordered without objection.

Pages H8383, H8388

Suspensions—Proceedings Postponed: The House debated the following measures under suspension of the rules. Further proceedings were postponed:

Pedestrian Safety Enhancement Act of 2010: S. 841, to direct the Secretary of Transportation to study and establish a motor vehicle safety standard that provides for a means of alerting blind and other pedestrians of motor vehicle operation;

Pages H8411–12

Requiring reports on the management of Arlington National Cemetery: S. 3860, to require reports on the management of Arlington National Cemetery;

Pages H8452–56

Post-9/11 Veterans Educational Assistance Improvements Act of 2010: S. 3447, to amend title 38, United States Code, to improve educational assistance for veterans who served in the Armed Forces after September 11, 2001;

Pages H8456–66

International Protecting Girls by Preventing Child Marriage Act of 2010: S. 987, to protect girls in developing countries through the prevention of child marriage;

Pages H8471–74

Calling on the State Department to list the Socialist Republic of Vietnam as a “Country of Particular Concern” with respect to religious freedom: H. Res. 20, amended, to call on the State Department to list the Socialist Republic of Vietnam as a “Country of Particular Concern” with respect to religious freedom; and

Pages H8475–81

Honoring the accomplishments of Norman Yoshio Mineta: H. Res. 1377, to honor the accomplishments of Norman Yoshio Mineta.

Pages H8495–H8500

Senate Messages: Message received from the Senate by the Clerk and subsequently presented to the House today and a message received from the Senate today appear on pages H8359 and H8390.

Senate Referrals: S. 4005 was referred to the Committee on the Judiciary.

Pages H8359, H8517

Quorum Calls—Votes: Six yea-and-nay votes and two recorded votes developed during the proceedings of today and appear on pages H8380–81, H8381–82, H8382–83, H8383–84, H8388, H8388–89, H8389–90 and H8410. There were no quorum calls.

Adjournment: The House met at 10 a.m. and adjourned at 11:59 p.m.

Committee Meetings

COMMODITY POSITION LIMITS

Committee on Agriculture: Subcommittee on General Farm Commodities and Risk Management held a hearing to review implementation of provisions of the Dodd-Frank Wall Street Reform and Consumer Protection Act relating to position limits. Testimony was heard from the following officials of the Commodity Futures Trading Commission: Gary Gensler, Chairman; and Bart Chilton, Commissioner; and public witnesses.

FORECLOSURE CRISIS CAUSES/EFFECTS

Committee on the Judiciary: Concluded hearings on Foreclosed Justice: Causes and Effects of the Foreclosure Crisis—Part II. Testimony was heard from Senator Whitehouse, and public witnesses.

SBIR/STTR REAUTHORIZATION ACT OF 2009 (DON’T ASK, DON’T TELL REPEAL ACT OF 2010)

Committee on Rules: Granted, by a vote of 6–2, a rule providing for consideration of the Senate amendment to H.R. 2965, the SBIR/STTR Reauthorization Act of 2009 (Don’t Ask, Don’t Tell Repeal Act of 2010). The rule makes in order a motion offered by the Majority Leader or his designee that the House concur in the Senate amendment to H.R. 2965 with the amendment printed in the Rules Committee report. The rule provides one hour of debate on the motion equally divided and controlled by the Majority Leader and Minority Leader or their respective designees. The rule waives all points of order against consideration of the motion except those arising under clause 10 of rule XXI. The rule provides that the Senate

amendment and the motion shall be considered as read. Testimony was heard from Representatives Davis of California, and McKeon.

TAX RELIEF, UNEMPLOYMENT INSURANCE REAUTHORIZATION, AND JOB CREATION ACT OF 2010

The Committee on Rules: Granted, by a non-record vote, a rule providing for consideration of the Senate amendment to the House amendment to the Senate amendment to H.R. 4853, the Tax Relief, Unemployment Insurance Reauthorization, and Job Creation Act of 2010. The rule provides three hours of debate on the topics addressed by the motions specified in sections 2 and 3 of the rule, equally divided and controlled by the chair and ranking minority member of the Committee on Ways and Means. The rule makes in order a motion offered by the chair of the Committee on Ways and Means that the House concur in the Senate amendment to the House amendment to the Senate amendment to H.R. 4853 with the amendment printed in the Rules Committee report. The rule waives all points of order against consideration of the motion except those arising under clause 10 of rule XXI. If the motion described in section 2 of the rule fails of adoption, the rule causes to be pending a motion to concur in the Senate amendment to the House amendment to the Senate amendment to H.R. 4853. Finally, until completion of proceedings enabled by the first three sections of the rule, the Chair may decline to entertain any intervening motion, resolution, question, or notice; the Chair may postpone such proceedings to such time as may be designated by the Speaker; and each amendment and motion considered pursuant to the rule shall be considered as read. Testimony was

heard from Chairman Levin and Representatives Pomeroy, Van Hollen, Doggett, Weiner, Welch, Brady (TX), Herger, Pence, and Graves (GA).

BRIEFING—COUNTERTERRORISM UPDATE

Permanent Select Committee on Intelligence: Met in executive session to receive a briefing on Counterterrorism Update. The Committee was briefed by departmental witnesses.

BRIEFING—OUTSIDE EMPLOYMENT IN THE INTELLIGENCE COMMUNITY

Permanent Select Committee on Intelligence: Subcommittee Intelligence Community Management met in executive session to receive a briefing on Outside Employment in the Intelligence Community. The Committee was briefed by departmental witnesses.

Joint Meetings

No joint committee meetings were held.

COMMITTEE MEETINGS FOR THURSDAY, DECEMBER 16, 2010

(Committee meetings are open unless otherwise indicated)

Senate

Select Committee on Intelligence: to hold closed hearings to examine certain intelligence matters, 2:30 p.m., SH-219.

House

Committee on the Judiciary, hearing on the Espionage Act and the Legal and Constitutional Issues Raised by WikiLeaks, 10 a.m., 2141 Rayburn.

Next Meeting of the SENATE

9:30 a.m., Thursday, December 16

Senate Chamber

Program for Thursday: Senate will proceed to executive session for consideration of the New START Treaty.

Next Meeting of the HOUSE OF REPRESENTATIVES

10 a.m., Thursday, December 16

House Chamber

Program for Thursday: Further Action on H.R. 4853—Middle Class Tax Relief Act of 2010 (Subject to a Rule).

Extensions of Remarks, as inserted in this issue

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Congressional Record

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